

PHILLIP A. TALBERT
United States Attorney
MATHEW W. PILE
Associate General Counsel
Office of Program Litigation, Office 7
ERIN HIGHLAND, (GA 153550)
Special Assistant United States Attorney
Office of Program Litigation, Office 7
Office of the General Counsel
Social Security Administration
6401 Security Boulevard
Baltimore, MD 21235
Telephone: (206) 615-2495
erin.highland@ssa.gov

Attorneys for Defendant

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA
SACRAMENTO DIVISION

AMBER DALE HAYES,
Plaintiff,
v.
COMMISSIONER OF SOCIAL SECURITY,
Defendant.

CIVIL NO. 2:24-cv-00123-AC

**STIPULATION TO VOLUNTARY
REMAND PURSUANT TO SENTENCE
FOUR OF 42 U.S.C. § 405(g) AND TO
ENTRY OF JUDGMENT; [PROPOSED]
ORDER**

IT IS STIPULATED by and between Plaintiff and Defendant, through their undersigned counsel of record, that the above-entitled action shall be remanded to the Commissioner of Social Security for further administrative proceedings.

Upon remand the Appeals Council will direct the Administrative Law Judge (ALJ) to reconsider the claimant's substance use disorder and determine whether it is a contributing factor material to the finding that the claimant is disabled (Social Security Ruling 13-2p). The ALJ will obtain supplemental evidence from a vocational expert to clarify the effect of the assessed limitations on the claimant's occupational base (Social Security Ruling 85-15). The

1 ALJ shall also offer the claimant the opportunity for a hearing, take further action to complete
2 the administrative record, and issue a new decision.

3 The parties further request that the Court direct the Clerk of the Court to enter a final
4 judgment in favor of Plaintiff, and against Defendant, reversing the final decision of the
5 Commissioner.

6 This stipulation constitutes a remand under the fourth sentence of Section 205(g) of the
7 Social Security Act, 42 U.S.C. 405(g).
8

9 Dated: March 19, 2024

/s/ Meghan O. Lambert*

MEGHAN O. LAMBERT

Attorney for Plaintiff

*Authorized via e-mail on March 19, 2024

PHILLIP A. TALBERT

United States Attorney

MATHEW W. PILE

Associate General Counsel

Office of Program Litigation, Office 7

16 By: /s/ Erin Highland

ERIN HIGHLAND


Special Assistant United States Attorney

Attorneys for Defendant

[PROPOSED] ORDER

Based upon the parties' Stipulation to Voluntary Remand Pursuant to Sentence Four of 42 U.S.C. § 405(g) and to Entry of Judgment ("Stipulation to Remand"), and for cause shown, **IT IS ORDERED** that the above-captioned action is remanded to the Commissioner of Social Security for further proceedings pursuant to the fourth sentence of Section 205(g) of the Social Security Act, 42 U.S.C. 405(g).

DATED: March 19, 2024


ALLISON CLAIRE
UNITED STATES MAGISTRATE JUDGE